

4. The Parties further agree that the stipulated testimony of record regarding the proposed changes to Piedmont's imbalance management and cash-out tariff provisions establishes that those proposed tariff changes are just and reasonable and appropriate to protect the interests of Piedmont and its customers from potentially harmful imbalance activity on its system.

5. The Parties agree to cooperate in good faith with one another in recommending to the Commission that this Settlement Agreement be accepted and approved by the Commission as a fair, reasonable and full resolution of the above-captioned proceeding. The Parties agree to use reasonable efforts to defend and support any Commission order issued approving this Settlement Agreement and the terms and conditions contained herein.

6. The Parties agree that by signing this Settlement Agreement, it will not constrain, inhibit or impair their arguments or positions in future proceedings. If the Commission should decline to approve the agreement in its entirety, then any Party desiring to do so may withdraw from the agreement without penalty.

7. This agreement shall be interpreted according to South Carolina law.

8. Each Party acknowledges its consent and agreement to this Settlement Agreement by authorizing its counsel to affix his or her signature to this document where indicated below. Counsel's signature represents his or her representation that his or her client has authorized the execution of the agreement. Facsimile signatures and e-mail signatures shall be as effective as original signatures to bind any party. This document may be signed in counterparts, with the various signature pages combined with the body of the document constituting an original and provable copy of this Settlement Agreement.

WE AGREE:

Representing and binding the Office of Regulatory Staff



Jeffrey M. Nelson, Esquire

Office of Regulatory Staff

1401 Main Street, Suite 900

Columbia, SC 29201

Phone: (803) 737-0800

Fax: (803) 737-0895

Email: jnelson@regstaff.sc.gov

WE AGREE:

Representing and binding Piedmont Natural Gas Company, Inc.



James H. Jeffries, IV, Esquire

Moore & Van Allen, PLLC

100 North Tryon Street, Ste. 4700

Charlotte, NC 28202

Phone: 704-331-1079

Fax: 704-339-5879

Email: jimjeffries@mvalaw.com